

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

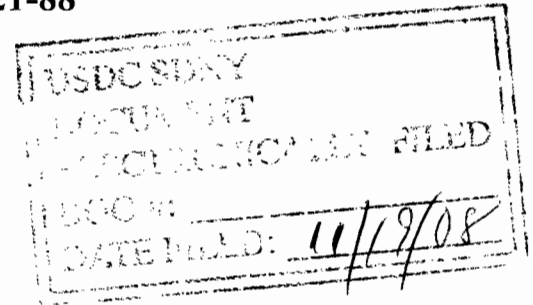
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IN RE: METHYL TERTIARY BUTYL :
ETHER ("MTBE") PRODUCTS :
LIABILITY LITIGATION :
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:

Master File No. 1:00-1898
MDL 1358 (SAS)
M21-88

This document relates to:

Tonneson, et. al v. Sunoco, Inc. et al., 03
Civ. 8248
Basso, et al. v. Sunoco, Inc. et al., 03 Civ.
9050

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ORDER MODIFYING CASE MANAGEMENT ORDER #35

Plaintiffs' request for leave to depose Exxon Mobil Corporation's

("Exxon") expert John P. Maney, Ph.D. is GRANTED. Exxon shall produce all

documents and materials for this deposition by November 21, 2008, and make Dr.

Maney available for a deposition in New York, New York by November 26, 2008.

Plaintiffs' response to Exxon's Motion in Limine to Exclude Testing of Plaintiffs'

Well Water by Friedman & Bruya, Inc., shall be filed within five calendar days

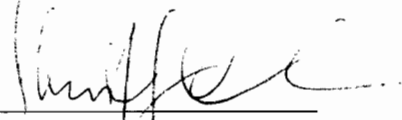
after the completion of Dr. Maney's deposition and Exxon's reply shall be filed

five calendar days thereafter.

In Re: Methyl Tertiary Butyl Ether (MTBE) Products Liability Litigation

Doc. 2137

SO ORDERED:

A handwritten signature in black ink, appearing to read 'Shira A. Scheindlin', written over a horizontal line.

Shira A. Scheindlin
U.S.D.J.

Dated: New York, New York
November 19, 2008

-Appearances-

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